FILED
DEC 21 1970
E. ROBERT SEAVER, CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

October Term, 1970

NO. 1138

ROBERT GREGORY MICKEY, et al.,

Petitioners,

vs.

STATE OF CALIFORNIA,

Respondent.

MOTION TO DISPENSE WITH PRINTING
PETITION FOR CERTIORARI

Motion is hereby made, on the basis of the annexed affi-
davit of Millel Chodos, counsel for Petitioners herein, for leave
to dispense with the printing of the petition for certiorari.

MILLEL CHODOS

Attorney for Petitioners

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AFFIDAVIT OF HILLEL CHODOS

I, HILLEL CHODOS, being first duly sworn according to law, hereby depose and say:

1. I am one of the attorneys of record for the petitioners in the above-entitled cause, and have appeared for them in all proceedings since the matter was presented to the Appellate Department of the Los Angeles Superior Court.

2. All of the petitioners are college students, and the convictions here sought to be reviewed all arise from their arrest during a peaceful assembly which took place in the Open Forum area of San Fernando Valley State College in Los Angeles on January 9, 1969. The cost of contacting the petitioners to obtain affidavits of indigency would exceed the cost of paying the single docket fee required under Rule 23(5), and counsel have therefore advanced said docket fee of $100.00. Furthermore, it is possible that some of the petitioners could not conscientiously execute the necessary affidavit of indigency. However, all of the petitioners are persons of extremely limited means; and would be unable to finance these proceedings. My opinion in this respect is founded partly upon the fact that, during proceedings in the California courts, an order was made (after a contested hearing) directing the preparation of the transcript at public expense, on the ground of petitioners' inability to pay for such transcript.

3. Accordingly, leave is requested to dispense with the printing of the petition for certiorari, which this motion accompanies.

HILLEL CHODOS

State of California)
County of Los Angeles) ss.

Subscribed and sworn to before me this ___ day of ___, 1970.

Leland T. Chapman
NOTARY PUBLIC
PRINCIPAL OFFICE IN
LOS ANGELES COUNTY
My Commission Expires February 22, 1973

Beatrice M. Campodonico

Subscribed and sworn to before me this 18th day of December, 1970.

NOTARY PUBLIC in and for said County and State

My commission expires: